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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
JUDY RAE JARVIS, )  
 )  
Defendant. )  
 )

No. CR 11-0146 SBA

**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE STATUS  
CONFERENCE TO SEPTEMBER 10,  
2013 AND TO EXCLUDE TIME**

The parties are scheduled to appear before the duty magistrate for a status conference on July 16, 2013. The parties have previously requested additional time to allow the defense to review and investigate discovery and produce discovery to the government related to possible additional tax charges committed by the defendant. The defense produced additional discovery to the government, and the government has almost completed its review and additional investigation into the matters covered by the defense discovery, including conducting interviews. However, the government needs additional time to complete this process. For this reason, with the agreement of counsel for both parties and the defendant, the parties now stipulate and ask the Court to find and hold as follows:

ORDER CONTINUING STATUS AND EXCLUDING TIME  
CR 11-0146 SBA

1 1. This matter shall be set for a status conference before the duty magistrate on  
2 September 10, 2013 at 9:30 a.m.

3 2. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C.  
4 § 3161, from July 16, 2013, to September 10, 2013. Failure to grant the requested continuance  
5 would unreasonably deny defense counsel and government reasonable time necessary for  
6 effective preparation, taking into account the exercise of due diligence and the need for defense  
7 counsel and government counsel to review discovery and conduct investigation related to  
8 potential tax fraud charges the government may seek in an anticipated superseding indictment.

9 3. Given these circumstances, the Court finds that the ends of justice served by excluding  
10 the period from July 16, 2013, to September 10, 2013, outweigh the best interest of the public  
11 and the defendant in a speedy trial and filing of an indictment or information. 18 U.S.C.  
12 § 3161(h)(7)(A).

13 4. Accordingly, and with the consent of the defendant, the Court orders that the period  
14 from July 16, 2013, to September 10, 2013, be excluded from Speedy Trial Act calculations  
15 under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

16  
17 IT IS SO STIPULATED.

18  
19 DATED: July 11, 2013

/s/  
\_\_\_\_\_  
DEBORAH G. LEVINE  
Counsel for Judy Rae Jarvis

20  
21  
22 DATED: July 11, 2013

/s/  
\_\_\_\_\_  
BRIAN C. LEWIS  
Assistant United States Attorney

23  
24 IT IS SO ORDERED.

25  
26 DATED: 7/15/13

  
\_\_\_\_\_  
KANDIS A. WESTMORE  
United States Magistrate Judge